

To: Capacasa, Jon[Capacasa.jon@epa.gov]
From: Ferrell, Mark
Sent: Thur 1/23/2014 3:21:43 PM
Subject: RE: WV - legislative update 1-22

Jon, does this meet your needs, or do you more more detail on specific rules etc or less or how can I improve my leg reports to you?

Mark

Mark Ferrell

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From: Ferrell, Mark
Sent: Wednesday, January 22, 2014 7:41 PM
To: Capacasa, Jon; Arguto, William; Wisniewski, Patti-Kay; Lueckenhoff, Dominique
Cc: Miller, Linda
Subject: WV - legislative update 1-22

Last week, Senate President Kessler and Majority Leader Unger introduced SB 373 which, among other things, initiates a regulatory program for above-ground tanks. Today, the Senate Natural Resources Committee approved the bill, titled the Source Water Protection Act, with little discussion. The bill is now headed to Judiciary Committee.

Governor Earl Ray Tomblin on Tuesday introduced his own bill, SB 417, aimed at addressing storage tank safety as related to the recent chemical spill here in Charleston. That bill is also headed now to the Judiciary. (text of the West Virginia Source Water Protection Act and summary attached). Gazette story:
<http://www.dhsem.wv.gov/Documents/CDC%20stmt%20on%20PPH.pdf>

Both bills are running. The Governors bill quickly came under criticism by Senate President Kessler and Majority Leader Unger and several enviro groups as being took

weak and industry-friendly, limiting regulation only to "zones of critical concern."

Gazette:

<http://www.charlestondaily.com/News/statehouse/201401210204>

RELATED:

Washington Post - Chemical spill proves challenge for lawmakers in WV and DC :

http://www.washingtonpost.com/national/health-science/west-virginia-chemical-spill-in-elk-river-poses-a-new-chemistry-test-for-lawmakers/2014/01/19/993d5a66-7ed7-11e3-93c1-0e888170b723_story.html

New York Times - Sen.Manchin protecting industry during water crisis

<http://tinyurl.com/msrw96g>

Washington Post - DC is ignoring the spill in WV: <http://tinyurl.com/n73jxvp>

Other Legislative Issues in WV

All of the DEP rules were introduced last week. Of primary concern again this year is 47CSR2 (SB 136) the Triennial Review of State Water Quality Standards:

<http://apps.sos.wv.gov/adlaw/csr/readfile.aspx?DocId=25487&Format=PDF>

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